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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

BLANTON BANKS, II,  
  
Plaintiff,  
  
v.

TRANS UNION LLC; EQUIFAX  
INFORMATION SERVICES LLC;  
EXPERIAN INFORMATION SOLUTIONS  
INC.; FIRST PREMIER BANK; US AUTO  
CREDIT PURCHASE; I.Q. DATA  
INTERNATIONAL INC.; AD ASTRA  
RECOVERY SERVICES INC.; WELLS  
FARGO BANK; KAPS & CO USA LLC;  
TBOM/TOTAL CARD; LC. SYSTEM INC.;  
ASSET RECOVERY SOLUTIONS LLC;  
AARGON AGENCY INC.,

Defendant.

Case No. 2:21-cv-01580-CDS-DJA

Hon. Cristina D. Silva

**DEFENDANTS' JOINT MOTION FOR  
PROTECTIVE ORDER**

**DEFENDANTS' JOINT MOTION FOR PROTECTIVE ORDER**

Defendants Experian Information Solutions, Inc. (“Experian”), Equifax Information Services, LLC (“Equifax”), and Ad Astra Recovery Services, Inc. (“Ad Astra”), through their respective attorneys of record, move for the entry of the following protective order to govern the production and use of confidential information in this matter:

WHEREAS, documents and information have been and may be sought, produced or exhibited by and among the parties to this action relating to trade secrets, confidential research, development, technology or other proprietary information belonging to the defendants, and/or personal income, credit and other confidential information of Plaintiff.

THEREFORE, an Order of this Court protecting such confidential information shall be and hereby is made by this Court on the following terms:

1. This Order shall govern the use, handling and disclosure of all documents, testimony or information produced or given in this action which are designated to be subject to this Order in accordance with the terms hereof.

2. Any party or non-party producing or filing documents or other materials in this action (the “Producing Party”) may designate such materials and the information contained therein subject to this Order by typing or stamping on the front of the document, or on the portion(s) of the document for which confidential treatment is designated, “Confidential.”

3. To the extent any motions, briefs, pleadings, deposition transcripts, or other papers to be filed with the Court incorporate documents or information subject to this Order, the party filing such papers shall designate such materials, or portions thereof, as “Confidential,” and shall file them with the clerk under seal; provided, however, that a copy of such filing having the confidential information deleted therefrom may be made part of the public record. Any party filing any document under seal must comply with the requirements of LR IA 10-5.

4. All documents, transcripts, or other materials subject to this Order, and all information derived therefrom (including, but not limited to, all testimony given in a deposition, declaration or otherwise, that refers, reflects or otherwise discusses any information designated “Confidential” hereunder), shall not be used, directly or indirectly, by any person, including the

1 other Defendants, for any business, commercial or competitive purposes or for any purpose  
2 whatsoever other than solely for the preparation for and trial of this action in accordance with the  
3 provisions of this Order.

4 5. Except with the prior written consent of the individual or entity designating a  
5 document or portions of a document as “Confidential,” or pursuant to prior Order after notice, any  
6 document, transcript or pleading given “Confidential” treatment under this Order, and any  
7 information contained in or derived from any such materials (including but not limited to, all  
8 deposition testimony that refers to, reflects or otherwise discusses any information designated  
9 “Confidential” hereunder) may not be disclosed other than in accordance with this Order and may  
10 not be disclosed to any person other than: (a) the Court and its officers; (b) parties to this  
11 litigation; (c) counsel for the parties, whether retained outside counsel or in-house counsel and  
12 employees of counsel assigned to assist such counsel in the preparation of this litigation; (d) fact  
13 witnesses subject to a proffer to the Court or a stipulation of the parties that such witnesses need  
14 to know such information; and (e) present or former employees of the Producing Party in  
15 connection with their depositions in this action (provided that no former employees shall be  
16 shown documents prepared after the date of his or her departure).

17 6. All persons receiving any or all documents produced pursuant to this Order shall  
18 be advised of their confidential nature. All persons to whom confidential information and/or  
19 documents are disclosed are hereby enjoined from disclosing same to any person except as  
20 provided herein, and are further enjoined from using same except in the preparation for and trial  
21 of the above-captioned action between the named parties thereto. No person receiving or  
22 reviewing such confidential documents, information or transcript shall disseminate or disclose  
23 them to any person other than those described above in Paragraph 5 and for the purposes  
24 specified, and in no event shall such person make any other use of such document or transcript.

25 7. Nothing in this Order shall prevent a party from using at trial any information or  
26 materials designated “Confidential.”

27 8. This Order has been agreed to by the parties to facilitate discovery and the  
28 production of relevant evidence in this action. Neither the entry of this Order, nor the designation

1 of any information, document, or the like as “Confidential,” nor the failure to make such  
2 designation, shall constitute evidence with respect to any issue in this action.

3 9. Within sixty (60) days after the final termination of this litigation, all documents,  
4 transcripts, or other materials afforded confidential treatment pursuant to this Order, including  
5 any extracts, summaries or compilations taken therefrom, but excluding any materials which in  
6 the good faith judgment of counsel are work product materials, shall be returned to the Producing  
7 Party.

8 10. In the event that any party to this litigation disagrees at any point in these  
9 proceedings with any designation made under this Protective Order, the parties shall first try to  
10 resolve such dispute in good faith on an informal basis. If the dispute cannot be resolved, the  
11 party objecting to the designation may seek appropriate relief from this Court. During the  
12 pendency of any challenge to the designation of a document or information, the designated  
13 document or information shall continue to be treated as “Confidential” subject to the provisions  
14 of this Protective Order.

15 11. Nothing herein shall affect or restrict the rights of any party with respect to its own  
16 documents or to the information obtained or developed independently of documents, transcripts  
17 and materials afforded confidential treatment pursuant to this Order.  
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12. The Court retains the right to allow disclosure of any subject covered by this stipulation or to modify this stipulation at any time in the interest of justice.

Dated: May 11, 2022

Respectfully submitted,

/s/ Jennifer L. Braster

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*Services, LLC*

IT IS SO ORDERED.

Dated: \_\_\_\_\_, \_\_\_\_

/s/

UNITED STATES MAGISTRATE JUDGE

**EXHIBIT A**

**DECLARATION OF COMPLIANCE**

***(Banks v. Trans Union, LLC, et al., Case No. 2:21-cv-01580-CDS-DJA)***

I, \_\_\_\_\_, declare as follows:

1. My address is \_\_\_\_\_.

2. My present employer is \_\_\_\_\_.

3. My present occupation or job description is \_\_\_\_\_.

4 I have received a copy of the Stipulated Protective Order entered in this action on \_\_\_\_\_, 2022.

5 I have carefully read and understand the provisions of this Stipulated Protective  
6 Order.

7 6. I will comply with all provisions of this Stipulated Protective Order.

8 7. I will hold in confidence and will not disclose to anyone not qualified under the  
9 Stipulated Protective Order, any information, documents or other materials produced subject to  
10 this Stipulated Protective Order.

11 8. I will use such information, documents or other materials produced subject to this  
12 Stipulated Protective Order only for purposes of this present action.

13 9. Upon termination of this action, or upon request, I will return and deliver all  
14 information, documents or other materials produced subject to this Stipulated Protective Order,  
15 and all documents or things which I have prepared relating to the information, documents or other  
16 materials that are subject to the Stipulated Protective Order, to my counsel in this action, or to  
17 counsel for the party by whom I am employed or retained or from whom I received the  
18 documents.  
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